

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiffs,

vs.

GEORGE LESLEY WEAVER, JR.,

Defendant.

4:21CR3139

ORDER

Defendant has filed a motion to receive a copy of the transcript and audio file for his change of plea hearing, (Filing No. 160), a motion regarding dismissal of Count I and for a bill of particulars, (Filing No. 161), and a motion for appointment of new counsel. (Filing No. 162).

Defendant has pleaded guilty to Count I of Superseding Indictment, and his motion to withdraw that plea was denied. As such, any motion to dismiss or motion for bill of particulars is moot.

Defendant may receive a copy of the plea hearing transcript upon prepayment of the transcript copy charges. In the alternative, he could ask his standby counsel to bring the audio file of the plea hearing (or the plea transcript if standby counsel received a copy before Defendant asked him to withdraw) to the jail for Defendant's review—requests that would allow Defendant to review the plea proceedings at no cost. Defendant is hereby advised that the transcript includes all statements made during the plea hearing, so receiving both the transcript and the audio file is redundant.

Defendant requests appointed counsel. Defendant initially retained counsel. Since he has never submitted a financial affidavit to the court, his motion for appointment of counsel cannot be considered at this time.

Accordingly,

IT IS ORDERED:

- 1) As to defendant's motion for a copy of his plea transcript, (Filing No. 160), upon receipt of the \$15.50 cost for a copy of the plea transcript, the clerk shall mail a copy of the transcript to the defendant.
- 2) Defendant's motion for a bill of particulars and to dismiss Count I of the Indictment, (Filing No. 161), is denied as moot.
- 3) Defendant's motion for appointment of counsel, (Filing No. 162), is denied without prejudice to refiling the motion with a completed financial affidavit. The financial affidavit form is attached.
- 4) The clerk shall mail a copy of this order to the defendant at his current location of detention.

Dated this 26th day of July, 2023.

BY THE COURT:

s/ Cheryl R. Zwart
United States Magistrate Judge

FINANCIAL AFFIDAVIT

IN SUPPORT OF REQUEST FOR ATTORNEY, EXPERT, OR OTHER SERVICES WITHOUT PAYMENT OF FEE

IN THE UNITED STATES ☐ DISTRICT COURT ☐ COURT OF APPEALS ☐ OTHER (Specify Below)

IN THE CASE OF

_____ V. _____

FOR
AT

LOCATION
NUMBER

PERSON REPRESENTED (Show your full name)

CHARGE/OFFENSE (Describe if applicable & check box→) ☐ Felony ☐ Misdemeanor

- 1 ☐ Defendant - Adult

2 ☐ Defendant - Juvenile

3 ☐ Appellant

4 ☐ Probation Violator

5 ☐ Supervised Release Violator

6 ☐ Habeas Petitioner

7 ☐ 2255 Petitioner

8 ☐ Material Witness

9 ☐ Other (Specify) _____

DOCKET NUMBERS

Magistrate Judge

District Court

Court of Appeals

ANSWERS TO QUESTIONS REGARDING ABILITY TO PAY

INCOME & ASSETS	EMPLOYMENT	Do you have a job? <input type="checkbox"/> Yes <input type="checkbox"/> No IF YES, how much do you earn per month? _____ Will you still have a job after this arrest? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown																				
	PROPERTY	Do you own any of the following, and if so, what is it worth? <table><thead><tr><th></th><th>APPROXIMATE VALUE</th><th>DESCRIPTION & AMOUNT OWED</th></tr></thead><tbody><tr><td>Home</td><td>\$ _____</td><td>_____</td></tr><tr><td>Car/Truck/Vehicle</td><td>\$ _____</td><td>_____</td></tr><tr><td>Boat</td><td>\$ _____</td><td>_____</td></tr><tr><td>Stocks/bonds</td><td>\$ _____</td><td>_____</td></tr><tr><td>Other property</td><td>\$ _____</td><td>_____</td></tr></tbody></table>				APPROXIMATE VALUE	DESCRIPTION & AMOUNT OWED	Home	\$ _____	_____	Car/Truck/Vehicle	\$ _____	_____	Boat	\$ _____	_____	Stocks/bonds	\$ _____	_____	Other property	\$ _____	_____
		APPROXIMATE VALUE	DESCRIPTION & AMOUNT OWED																			
Home	\$ _____	_____																				
Car/Truck/Vehicle	\$ _____	_____																				
Boat	\$ _____	_____																				
Stocks/bonds	\$ _____	_____																				
Other property	\$ _____	_____																				
CASH & BANK ACCOUNTS	Do you have any cash, or money in savings or checking accounts? <input type="checkbox"/> Yes <input type="checkbox"/> No IF YES, give the total approximate amount after monthly expenses \$ _____																					
OBLIGATIONS, EXPENSES, & DEBTS	How many people do you financially support? _____																					
	BILLS & DEBTS	MONTHLY EXPENSE	TOTAL DEBT																			
	Housing	\$ _____	\$ _____																			
	Groceries	\$ _____	\$ _____																			
	Medical expenses	\$ _____	\$ _____																			
	Utilities	\$ _____	\$ _____																			
	Credit cards	\$ _____	\$ _____																			
	Car/Truck/Vehicle	\$ _____	\$ _____																			
	Childcare	\$ _____	\$ _____																			
	Child support	\$ _____	\$ _____																			
	Insurance	\$ _____	\$ _____																			
	Loans	\$ _____	\$ _____																			
	Fines	\$ _____	\$ _____																			
Other	\$ _____	\$ _____																				

I certify under penalty of perjury that the foregoing is true and correct.

SIGNATURE OF DEFENDANT
(OR PERSON SEEKING REPRESENTATION)

Date